

**S.B.Civil Writ Petition No.5812/2005**  
**(Mohd. Rustam vs. JVVN Ltd. Jodhpur & Ors.)**

Date of order : April 09, 2007

**HON'BLE MR.H.R.PANWAR,J.**

Mr.Sandeep Shah, for the petitioner.  
Mr.Manoj Bhandari, for the respondents.

By an application being I.A. No.1429/2007, counsel for the respondents submits that the instant writ petition has become infructuous since the enquiry has been concluded and a penalty order has been issued on 7.3.2007. This fact has not been disputed by the learned counsel for the petitioner. However, the learned counsel for the petitioner submits that though the instant writ petition has become infructuous but the petitioner may be granted liberty to challenge the order of imposing penalty before an appropriate forum.

The writ petition is dismissed as having become infructuous. It is always open for the petitioner to challenge the order of imposing penalty issued against him before an appropriate forum. The application being I.A. No.1429/2007 stands disposed of.

(H.R.PANWAR),J.

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